

Anthony Paronich

From: Anthony Paronich <anthony@paronichlaw.com> on behalf of Anthony Paronich
Sent: Monday, August 7, 2023 9:52 AM
To: Jeffrey Ettenger
Subject: RE: Naiman v. Big Think Capital Inc.

Jeff:

If we don't have the data this week, we do intend to move to compel. I know we've already conferred on this, but let me know if you would like to chat this week.

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From: Anthony Paronich <anthony@paronichlaw.com>
Sent: Tuesday, August 1, 2023 10:26 AM
To: Jeffrey Ettenger <jse@selawny.com>
Subject: RE: Naiman v. Big Think Capital Inc.

Hey, Jeff. I got this on file, but now we need to figure out the timeline for the data if we want to mediate in front of Judge Jones.

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From: Anthony Paronich <anthony@paronichlaw.com>
Sent: Friday, July 28, 2023 9:25 AM
To: Jeffrey Ettenger <jse@selawny.com>
Subject: RE: Naiman v. Big Think Capital Inc.

Here's the form. It just needs your signature.

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From: Anthony Paronich <anthony@paronichlaw.com>
Sent: Wednesday, July 26, 2023 12:23 PM
To: Jeffrey Ettenger <jse@selawny.com>
Subject: RE: Naiman v. Big Think Capital Inc.

Ok, I will prepare the form. Judge Jones has good September availability, so we'll just need an agreement on the date for the calling records and we can set a date. So, please let me know on the calling data and we'll take it from there.

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From: Jeffrey Ettenger <jse@selawny.com>
Sent: Wednesday, July 26, 2023 12:12 PM
To: Anthony Paronich <anthony@paronichlaw.com>
Subject: RE: Naiman v. Big Think Capital Inc.

both

Regards,

Jeffrey Ettenger, Esq.
Member

Schwartz Ettenger, PLLC
445 Broad Hollow Road, Suite 205
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From: Anthony Paronich <anthony@paronichlaw.com>

Sent: Wednesday, July 26, 2023 11:43 AM

To: Jeffrey Ettenger <jse@selawny.com>

Subject: RE: Naiman v. Big Think Capital Inc.

To mediating with Judge Jones or proceeding before Judge Wicks for trial purposes?

From: Jeffrey Ettenger <jse@selawny.com>

Sent: Wednesday, July 26, 2023 9:44 AM

To: Anthony Paronich <anthony@paronichlaw.com>

Subject: RE: Naiman v. Big Think Capital Inc.

We would consent.

Regards,

Jeffrey Ettenger, Esq.
Member

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From: Anthony Paronich <anthony@paronichlaw.com>

Sent: Monday, July 24, 2023 11:30 AM

To: Jeffrey Ettenger <jse@selawny.com>

Subject: RE: Naiman v. Big Think Capital Inc.

Judge Jones, who I sent around previously: <https://judgejonesadr.com/>

From: Jeffrey Ettenger <jse@selawny.com>

Sent: Monday, July 24, 2023 10:51 AM

To: Anthony Paronich <anthony@paronichlaw.com>

Subject: RE: Naiman v. Big Think Capital Inc.

So who would you want to mediate with? He is very good at resolving cases.

Regards,

Jeffrey Ettenger, Esq.
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From: Anthony Paronich <anthony@paronichlaw.com>
Sent: Monday, July 24, 2023 10:50 AM
To: Jeffrey Ettenger <jse@selawny.com>
Subject: RE: Naiman v. Big Think Capital Inc.

We're only interested in consenting to litigation in front of Judge Wicks, not mediation. And either way we believe we will need those documents this week so our expert can get to work. Let me know if your client wants to consent to the litigation in front of Judge Wicks.

From: Jeffrey Ettenger <jse@selawny.com>
Sent: Monday, July 24, 2023 8:25 AM
To: Anthony Paronich <anthony@paronichlaw.com>
Subject: RE: Naiman v. Big Think Capital Inc.

I would consent to mediation with Judge Wicks. I will speak to my client about mediation.

Regards,

Jeffrey Ettenger, Esq.
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From: Anthony Paronich <anthony@paronichlaw.com>
Sent: Friday, July 21, 2023 2:36 PM
To: Jeffrey Ettenger <jse@selawny.com>
Subject: RE: Naiman v. Big Think Capital Inc.

Should we just consent to proceed before him?

From: Jeffrey Ettenger <jse@selawny.com>
Sent: Thursday, July 20, 2023 8:41 AM
To: Anthony Paronich <anthony@paronichlaw.com>
Subject: RE: Naiman v. Big Think Capital Inc.

Looks good. Also, I asked the client to try and expedite responses to your demands.

Regards,

Jeffrey Ettenger, Esq.
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From: Anthony Paronich <anthony@paronichlaw.com>

Sent: Wednesday, July 19, 2023 6:28 PM

To: Jeffrey Ettenger <jse@selawny.com>

Subject: RE: Naiman v. Big Think Capital Inc.

How about the attached filing to extend the schedule and continue that conference.

From: Jeffrey Ettenger <jse@selawny.com>

Sent: Wednesday, July 19, 2023 12:42 PM

To: Anthony Paronich <anthony@paronichlaw.com>

Subject: Re: Naiman v. Big Think Capital Inc.

I would be happy to extend all of these dates. You still want to have the conference Friday?

Sent from Jeff's iPhone

On Jul 19, 2023, at 12:40 PM, Anthony Paronich <anthony@paronichlaw.com> wrote:

Hello, Jeff. I don't agree that we have not provided a reasonable date given the fact that the information should have been produced months ago. However, to address the issue for the short term, would you agree to a 90-day extension of all of the following deadlines:

Expert Reports	July 28, 2023
Mediation Deadline	August 17, 2023
Class Certification filing deadline	August 31, 2023
Summary Judgment filing deadline	October 30, 2023
Status Conference post MSJ and Class Certification	30 days after the Court's Decision

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On Mon, Jul 17, 2023 at 4:03 PM Jeffrey Ettenger <jse@selawny.com> wrote:

July 21 is not a reasonable date. I will ask him to undergo a search and will provide responsive documents as soon as possible.

Regards,

Jeffrey Ettenger, Esq.

Member

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From: Anthony Paronich <anthony@paronichlaw.com>
Sent: Monday, July 17, 2023 4:02 PM
To: Jeffrey Ettenger <jse@selawny.com>
Subject: Naiman v. Big Think Capital Inc.

Hey, Jeff. Good to see you today. I wanted to follow up on a few things:

1. During the deposition today, your client testified about the existence of complaints, demand letters and settlement agreements, all of which are responsive to Document Request No. 6 and none of which were produced. Please supplement that production by July 21, 2023 or provide a date and time that we can meet and confer about the same.
2. During the deposition your client also testified that the telemarketing calls response to Document Request No. 12 is available in its new CRM. Those should be produced as those calls are during the putative class period.

Also attached is the Plaintiff's Second Set of Discovery, and a Word copy.

Regards,

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